

IN THE United States District Court
For The Western District of North Carolina
Charlotte Division

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CHARLOTTE, N.C.
DEC 15 2008

Mark U. S. Dist. Court
W. Dist. of N. C.

Willie Lee Berry,)
Plaintiff,)
V.) Case No: 3:01CV627-MU
)

M. Timothy Porterfield,)
Defendant,)

Notice of Appeal

Comes now, Willie Lee Berry, pro se, by and through himself files this "notice of appeal" of this court's orders of his Rule 60(b)(4) and Motion for Reconsideration, to appeal to the fourth circuit court of appeals. The motions was filed October 28, 2008 and September 10, 2007. Further, plaintiff request that this Honorable court not hold him to the same stringent standard as that of a schooled Attorney. Thines v. Kerner, 404 U.S. 519.

Respectfully Submitted,

Willie Lee Berry, pro se
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Certificate of Service

I certify that a true and accurate copy of the foregoing, "Notice of appeal", was placed in this institutions mail box on this 10. day of December 2008. Mail to the clerk of court, Western District of North Carolina, Charlotte Division. Prepaid postage affixed. 28 U.S.C. § 1746.

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